

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:15-cv-00489-RJC-DCK**

SOUTHPARK MORRISON, LLC

Plaintiff,

v.

**FERNCROFT MORRISON LLC; CAROLINA
PROPERTY ACQUISITIONS, LLC; and
SOUTHERN PROPERTY ACQUISITIONS,
LLC,**

Defendants.

ORDER

THIS MATTER comes before the Court on the parties' Consent Stipulation Regarding Damages, (Doc. No. 31).

The Court previously denied Plaintiff's Motion for Judgment on the Pleadings, granted Defendants' Motion for Judgment on the Pleadings in part, and ordered additional briefing on the issue of monetary damages. (Doc. No. 27: Order). In the instant pleading, the parties stipulate to the calculation of monetary damages according to the Court's previous ruling, which Plaintiff intends to appeal. (Doc. No. 31 at 2-3). The parties also request the Court hold the issue of attorneys' fees in abeyance pending that appeal. (*Id.* at 3).

IT IS, THEREFORE, ORDERED that, in accordance with the parties' Consent Stipulation Regarding Damages, (Doc. No. 31):

1. Judgment is entered in favor of Ferncroft Morrison LLC; Carolina Property Acquisitions, LLC; and Southern Property Acquisitions, LLC and against Southpark Morrison, LLC in the amount of \$73,807.29, plus \$207.91 per diem from September 13, 2016, until the date of final judgment; and

2. The issue of an award of attorneys' fees is held in abeyance pending appeal.

Signed: September 21, 2016

A handwritten signature in cursive script, reading "Robert J. Conrad, Jr.", written over a horizontal line.

Robert J. Conrad, Jr.
United States District Judge

